

BRUNK IN CHARGE SIX HOURS, BUT FOSTER CUSTS HIM

Judge Tyler Extends Injunction and Developments May Startle.

DR. BRUNK AT HEAD OF TABLE AT SUPPER

But Last Night He Slept at the Hospital as a Guest of Member of Board—Statement Regarding Judge Tyler's Lawless.

(Special From a Staff Correspondent.)
WILLIAMSBURG, VA., January 31.—The question as to who is Superintendent of Eastern State Hospital to-night is all in the air; no one seems to know whether Dr. Foster or Dr. Brunk is in charge, for two courts have decided that Dr. Brunk is the man, while the Williamsburg court is fighting steadfastly for Dr. Foster. For six hours this evening Dr. Brunk acted as superintendent at the asylum, and even presided at the head of the table at supper-time, but at midnight Dr. Brunk was deposed and Dr. Foster is again in his old position.

One is reminded of a game of checkers, where the various moves of the players keep the game in doubt until a final "check move" is made, from which there is no escape.

Dr. Foster on the one hand and the General Hospital Board on the other have kept up the game at a lively rate, and there are few moves remaining on the legal board that are left for the players.

More than once each has declared that the other was vanquished, only to find that clever lawyers had found a way out of danger.

May Arrest Foster and

Judge Tyler for Contempt.

The next move which will probably be played to-morrow, may be the arrest of Dr. Foster and Judge Tyler, charged with contempt of the Supreme Court of Appeals. Every one is waiting to-night that such action will be taken, and indeed the lawyers in the case will not be surprised if such a course is pursued by the highest tribunal in the State.

Up to the present time the story of the attempt to remove Dr. Foster as superintendent of Eastern State Hospital has been as follows:

The general board in December ordered Dr. Foster to vacate his office on January 1st.

On January 2d Dr. Foster, through his counsel, Lawless & Jeffers, secured a writ of prohibition from Judge Tyler, of the Williamsburg Court, ordering the board and Dr. Brunk not to interfere with Dr. Foster until the case should be tried by the court on February 14th. The next move of the general board was to secure a writ from Judge Carter Scott, of Richmond, ordering Dr. Foster to vacate his office on January 14th. Dr. Foster then filed a writ of prohibition from Judge Tyler not to interfere with the action of the Williamsburg court, ordering before the Supreme Court on February 14th and show cause why he had issued a writ of certiorari.

Armed with this writ Colonel Lane, Messrs. Cole and Bland and Dr. Brunk reached Williamsburg this afternoon at 6 o'clock. Colonel Lane at once had the writ on Judge Tyler, and also saw him regarding the writ. The return was made to Stewart Jones, Clerk of the Supreme Court, to-night.

Dr. Brunk Assumes

Charge of Institution.

Dr. Brunk, accompanied by Mr. Bland, who at once assumed the charge of the institution, Dr. Foster passed Dr. Brunk on the street and informed him that he (Foster) would return to the asylum shortly. At 5:30 he appeared in the office of the executive building where Dr. Brunk was in charge. The two doctors shook hands pleasantly. Dr. Brunk then said:

"Dr. Foster, you are familiar with the proceedings in Richmond."

"Yes, Foster," he received no official notice."

Dr. Brunk: "I am here for the purpose of assuming my duties, as directed by the board."

Dr. Foster: "I do not think the board has any authority to remove me from the office of the Circuit Court of James City county."

Dr. Brunk: "I can't discuss the legal question with you. I request you now to turn over the property and papers of the asylum to me."

Dr. Foster: "I am not going to turn over anything until I have an order from Judge Tyler."

Dr. Brunk: "Unless you do so I will call upon Mr. Hinton, of Richmond, and tell him that you refuse to obey the instructions of the court. You understand I have no personal feelings in this matter."

Dr. Foster then said that his counsel, Messrs. Lawless and Jeffers, would arrive shortly, and after a brief talk left the office, leaving Dr. Brunk in possession. Dr. Brunk, when supper was announced, took the head of the table at the hospital dining-room, and acted as host to the guests and attendants who were present.

At 6 o'clock Lawless & Jeffers arrived, and went immediately into conference with Dr. Foster. The three gentlemen visited Judge Tyler at his home on the Palace Green, and at 10 o'clock found the clerk and had entered a writ of prohibition, restraining the special board, Colonel Lane and Dr. Brunk from interfering with Dr. Foster as superintendent of the asylum. The writ, which is returnable February 21st, is supplemental to the first writ.

(Continued on Third Page.)

SCENE AT Y. M. C. A. HEADQUARTERS YESTERDAY, HEADS OF RICHMOND ASSOCIATION, THE OLD BUILDING AND SITE FOR THE NEW



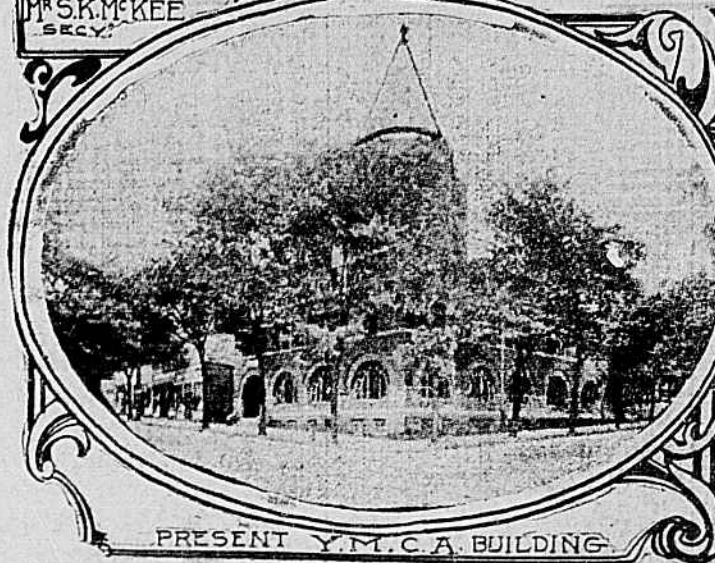
M. S. MCKEE
SECY.



HEARING RETURNS



M. O. A. HAWKINS



PRESENT Y.M.C.A. BUILDING



NEW BUILDING SITE

CAMPAIGN ENDS WITH \$226,929 FOR NEW Y.M.C.A.

Sensational Finish To Movement For Building in Richmond.

MISS GOULD CABLES GIFT OF \$25,000

Business Men, Gathered at Headquarters, Cheer Workers and Sing Hymns of Praise. Leaders Declare New and Notable Record Has Been Made.

FINAL REPORTS IN BIG Y. M. C. A. CAMPAIGN

Previously acknowledged... \$172,437 00
Citizens' Committee... 10,862 50
Young Business Men's Committee... 15,342 75
Membership Committee... 2,845 50
Boys' Committee... 441 25

Total... \$201,929 00

Miss Helen Miller Gould, by cablegram... 25,000 00

Total... \$226,929 00

Jan. 31st. Total.

8—C. J. Billups... \$2,029 00 \$13,164 50

10—D. R. Midyette... 2,281 00 10,900 00

2—R. S. Tuck... 1,715 00 10,444 00

3—S. P. Wiley... 2,387 00 10,082 00

7—W. D. Duke... 1,486 00 7,415 00

1—M. M. McGhee... 629 75 7,078 50

2—Geo. W. Sahke... 1,308 00 7,011 00

4—S. W. Meek... 465 00 6,165 00

6—H. P. Powell... 953 50 5,333 00

5—E. N. Newman... 1,077 50 5,211 50

Total... \$15,342 75 \$82,904 60

A—T. P. Bryan... \$ 737 50 \$4,219 60

E—W. L. Lusk... 429 00 1,717 00

C—V. A. Wells... 443 00 1,670 50

D—J. I. Earp... 505 00 1,281 50

F—Geo. B. White... 596 00 1,948 00

G—W. D. Greshaw... 155 00 531 00

Total... \$2,845 50 \$11,385 50

Boys' team... \$441 25 \$850 50

The Young Men's Christian Association new-building campaign came to a most successful and somewhat sensational finish last night, the total figures standing at \$226,929, with a number of conditional pledges which were made to secure the guarantee fund. The most dramatic feature of the evening was the announcement of a gift of \$25,000 from Miss Helen Gould, cabled to her representatives here from Rome.

The day was, all in all, a record-breaker for hard work, 200 canvassers scouring the city in every direction.

It became apparent at the noonday luncheon that seventeen thousand dollars had been raised in the morning, and though it was seen that the citizens of Richmond would not let the campaign fall for want of the other ten thousand, still no stone was left unturned, and the committees worked almost to a man up to 7:30 P. M., when there was a general gathering for reports and supper at headquarters.

Richmond citizens have never been through such an experience as the Y. M. C. A. campaign has been. It will be an eye-opener to many who have pinned their faith to the slower methods of collecting funds for civic movements, and will illustrate to the country the growing power of young men.

While some of the leading citizens of Richmond have done their full part, and older heads and members of the board of directors have engineered the campaign, it yet remains true that the real and striking work has been done by the young business men, not all of them members of the association, who have given unstintingly of their time and efforts and means for the upbuilding of a greater and better Richmond.

Scenes at Headquarters.
The meeting at the Shafter building last night, when the final reports were made, was one that will be unique in the city's history. Songs, speeches, cheers and prayers were united in an outburst of enthusiasm, and the result was unannounced.

Nearly 30 men of all lines of business in the city crowded the headquarters room and as many as possible were seated at the long tables, while those standing in the front lobby were also served with an abundant supper.

As had been the custom at the noon luncheon a goblet was passed, and all "clipped in" toward the expense of the supper, thus making a business affair of the occasion, which was appreciated by all the workers.

After supper reports were called for from the chairman of the young business men's committee, and as each chairman read his figures for the day cheer after cheer shook the building, especially as the total gradually climbed to the two hundred thousand mark. The captains, who have made a reputation for hard work, were loudly cheered. Captains Billups, Midyette, Tuck and Wiley, all of whom passed the ten thousand mark, being applauded to the echo. Reports for the members' and boys' teams were read, and that for the citizens' committee for the afternoon, and Secretary Rothard read a hasty summary of the results, showing the grand total to be just the two hundred thousand mark, with a thousand dollars' margin.

Immediately upon this announcement some one started singing the doxology, and the building rung with the accents of "Old Hundred." "Praise God, From Whom All Blessings Flow," sung by several hundred men in the heartiest accents. Secretary McKee asked Mr. James Gordon to lead in a prayer of thanksgiving, which was followed by the benediction by Rev. Dr. A. L. Phillips.

Speeches Made.
Speeches were then called for, the first being for Mr. Joseph Brown, chairman

MUCH TALK OF WAR WITH JAPANESE

Official Circles Stirred Up Over the Recent Trend of Events.

NEW TREATY MAY BE NEGOTIATED

Strong Claim of Japs That Under Present Treaty They Are Entitled to as Good Treatment as Any Other Nation. Will Give Hawaii Protection.

B. WALTER EDWARD HARRIS.

WASHINGTON, D. C., January 31.—Washington is very much in the dark as to the diplomatic status of questions which have been under discussion between representatives of the Japanese government and the United States. Opinion runs all the way from "progressing satisfactorily," with prospects of adjustment of all differences at a very early date, to stories of secret exportation of Japanese veterans of the Russian War to Hawaii, where they are drilling in the expectation of early hostilities, when they will spring to overthrow the government and hoist the flag of Nippon.

"I believe we may have a war with Japan," said a member of the House Committee on Military Affairs to-day, adding, "in fifty years."

There is no denying the fact that there is uneasiness felt in many quarters over the situation. While the President has gone as far as public sentiment would approve in yielding to Japanese demands regarding school privileges and the right of Japanese immigrants to land in the United States, the Pacific coast people have steadfastly refused to yield an inch, and the San Francisco School Board will not allow Japanese pupils to enter the public

(Continued on Third Page.)

COULD NOT RESIST IMPULSE TO MARRY

This the Plea of Parson Holden, Convicted of Bigamy and Sent to Prison.

TOLEDO, O., January 31.—"I have a spinal affection which causes a brain pressure, which impels me to marry. I cannot resist the impulse," so Albert Holden, alleged minister, who pleaded guilty to the charge of bigamy, told Judge Barber to-day.

"You are a menace to society," replied the judge, "and I will send you to the penitentiary for six years. It should have been seven years, but as you have pleaded guilty I will not do so severe upon you."

It is said that Holden has had about thirteen wives, and that he has two sons under indictment for bigamy. Holden married every time the spirit moved him. His courtships always took place during one of his revivals, and his victims were always one of those whom he had taken into the church.

COMMITTEE HEARS APPEALS FOR FUNDS

Salaries of Teachers Discussed and Needs of School Board Are Outlined.

AN ELECTRIC LIGHT PLANT

Levy's Plan for Improvement and for Fighting Tuberculosis, Jamestown Building.

Immediately upon the adjournment of the Common Council last night the Finance Committee was called to order in an adjoining room by Chairman J. B. Wood. The committee gave hearings to representatives of the High School teachers, the School Board, the Richmond building at Jamestown, the Board of Health and other departments or causes. The hearing continued for nearly two hours. No action was taken upon the various appeals, the facts and statistics being filed with the committee for future consideration.

Salary of Teachers.

The first speaker of the evening was Mr. James C. Harwood, principal of the High School, who made a strong plea for an increase of the salaries of High School teachers. In what he disclaimed any purpose to disparage in any way the merits of the district school teachers or to antagonize their appeals for increased salaries, Mr. Harwood called attention to the cost of preparation for High School teachers and the inadequate remuneration of men and women thus equipped. He cited the fact that several teachers whom he was authorized to name were offered increased salaries elsewhere, and several others in recent years had resigned to accept more lucrative employment.

Mr. Harwood read letters from President Boutwell, of Richmond College; Professor Metcalf, of that institution, and others commending in the highest terms the preparation of graduates of the Richmond High School and the efficiency of the instruction there. Mr. Harwood presented his cause clearly and strongly, yet briefly, and made an excellent impression.

Thereupon the Board of School Trustees were accorded a hearing, and Major Cupers, president of the board, announced that Mr. Charles Hutzler would present the needs of the department of education for the year. Mr. Hutzler, in a clear, strong and forceful statement, reviewed the needs of the department, in the matter of special repairs, detailing the demands at each school, white or colored, the total amount for necessities and the decreased percentage of total appropriations during a series of years given to the cause of education. He was given an attentive hearing, and several members of the Board manifested their

(Continued on Tenth Page.)

UNUSUAL CRIME IN GORDONSVILLE

Men Enter Room Occupied by Young Ladies and Chloroform One Before Frightened Off.

BLOODHOUNDS TO SCENE

Telegram to Hurricane Branch, Who Passes Through Richmond to Scene.

(Special to The Times-Dispatch.)

GORDONSVILLE, VA., January 31.—The usually quiet town of Gordonsville was stirred to the depths yesterday over a succession of attempts at burglary or assault unparalleled in the history of the place.

The most alarming happening was at the residence of Mr. Edward Davenport on King Street, in the northeast part of the town. About 2 o'clock Miss Annie Davenport was aroused by some noise, and the odor of chloroform was very strong in the room. She at once called her sister, Miss Lottie, and failing to get a response took hold of her and found that she was so far under the effects of the drug that she could not be awakened. She dragged her from the room into another apartment, where her brother was sleeping, and at once gave the alarm, and soon that part of the town turned out.

Miss Davenport was resuscitated readily, and officers scoured that portion of the town for the burglars.

Persons also entered the residence of Mr. W. O. Blakey by opening the parlor window, but nothing was taken, so far as yet learned, and no one aroused.

Residences of Mr. W. W. Scott, State Law Librarian, and Rev. F. A. Meade were likewise visited, but no one in either was awakened, and nothing has been missed.

A telegram was at once sent to Hurricane Branch, of Suffolk, summoning him and his bloodhounds. Mr. Branch started at once, but missed connection in Richmond and could not leave that city until 11 o'clock to-night.

The town was somewhat quieted down by a downpour of hail and snow. Many persons from the county had waited for the arrival of train No. 25, as Hurricane Branch was to have arrived on it. Many of the citizens will remain up to engage in the chase, and confidently expect to have the guilty party behind the bars before daybreak. Indignation at the boldness of the party has brought many of the citizens to such a pitch that should he be caught violence is possible.

TRAIL TOO COLD SAYS MR. BRANCH

Detective, Waiting in Richmond, Expresses Himself as Doubtful About Catching Man.

(Continued on Eighth Page.)

DAY OF SENSATION IN THE THAW TRIAL

FOUND WIFE WITH BULLET IN HEAD

Mr. Gay Returns from Work to Discover Her Dead by Own Hand.

LEFT A PATHETIC LETTER

Declares She Was Unwilling to Continue to Spend Hard-Earned Savings for Medicines.

Mrs. Charles L. Gay, of Fulton, committed suicide yesterday afternoon, shooting herself through the head. Her husband returned to the house from his place of employment about 5:30 o'clock to find his wife lying on the floor with a bullet in her right temple.

With her husband, Mrs. Gay had been a resident of Fulton for a number of years, and for the past three years lived on the Williamsburg Turnpike, just below Fulton Hill. Mr. Gay, who is a contracting carpenter by trade, had been recently employed at the Kentucky Tobacco Works, in Fulton, in some carpenter work, and was said to be making good wages. His wife had been in poor health for a year or more, and was known to have been very despondent about herself.

Found Wife Dead.

Shortly after 5 o'clock Mr. Gay returned home from work, and on entering the house saw the body of his wife lying on the floor. He at once went in person to the People's Drug Store, in Fulton, for assistance, and Mr. McCauley, manager, together with Mr. Arthur C. Nelson, an undertaker, accompanied him to the undertaker's.

Mr. Nelson examined the body, which was on the floor of the sitting-room, lying on the back, with the head slightly turned to the right, and blood slowly staining the carpet from a bullet wound in the right temple.

A thirty-two calibre revolver was lying on the woman's breast, the impression being that she had been sitting on the floor, in front of a mirror, and after shooting herself had fallen backward, dropping the pistol. The pistol was one belonging to Mr. Gay, and had been kept in a locked drawer. A loaded shell was found under the body, showing that the pistol had probably been loaded just before the shot was fired.

The revolver had evidently been snapped three times, as a loaded chamber had been snapped, and then the one which caused the death.

Beside the body was a short note, left open, and on the table a sealed letter to her husband. The open note referred to a boat Mr. Gay was building in his leisure hours, and which Mrs. Gay had feared would take him away from home for a long time. The note went on to say that the doctors had done everything possible for her, and that she would no

(Continued on Third Page.)

Three Sworn Jurors Released, Two Without Explanation.

TEMPER IS SHOWN BY THE ATTORNEYS

They Have an Exciting Clash In Conference Before Judge About Dismissing Jurors.

Rumors That Other Changes May Yet Occur.

NEW YORK, January 31.—Sensations were frequent in the Thaw murder trial to-day, and before the two sessions of court had ended three sworn jurors had been released from further service in the case, making five in all summarily excused from the trial panel during the last three days.

In the case of two of the released jurors no explanation was made in court. The third was allowed to go upon a physician's certificate that his life would be imperiled by the close confinement of jury service. Three satisfactory talesmen were found to replace the excused jurors, so that when the rapidly shifting situation underwent a survey at the close of the day there were again eleven men in the jury box, the same number that had been seated at the close of yesterday's session. Rumors were current to-night that the end of the jury changes is not yet in sight, and that further changes may be added to what has already become an unprecedented record in criminal procedure in New York City.

There were several conferences of

(Continued on Seventh Page.)

ROGERS MUST PAY MILLION AND HALF

Compromise Reached in Suit of Receiver of Bay State Gas Company.

BOSTON, January 31.—A compromise settlement of the suit of George Wharton Pepper, the receiver of the Bay State Gas Company, of Delaware, against Henry H. Rodgers, of New York, to recover profits of between \$3,000,000 and \$4,000,000 on account of the sale of the several Boston gas companies was announced in the United States Circuit Court this afternoon.

Under the terms of the compromise agreement, which was submitted to the court to-day, Receiver Pepper accepts an offer of \$1,500,000 from Randall Morgan, treasurer of the United Gas Company, of Philadelphia, including an abandonment of the claims by the Bay State Company against Mr. Rodgers, and in consideration also, of stock in the Buffalo Gas Company, now held by the Bay State Gas Company. This stock amounts to about 30,000 shares. Mr. Morgan acts for Mr. Rodgers in the

(Continued on Tenth Page.)